

***DRAFT 11/22/17 – SUBJECT TO CHANGE
For Review and Adoption by the Council at the December 14, 2017 Meeting***

**DELTA STEWARDSHIP COUNCIL
Thursday, November 16, 2017
Park Tower
980 9th Street, 2nd Floor Conference Center
Sacramento, CA 95814**

MEETING SUMMARY

1. Welcome and Introductions

The meeting was called to order at 9:05 a.m., Nov. 16, 2017, by Chair Randy Fiorini.

2. Roll Call – Establish a Quorum (Water Code §85210.5)

Roll call was taken and a quorum was established. The following members were present: Patrick Johnston, Ken Weinberg, Susan Tatayon, Randy Fiorini, and Skip Thomson. Council Member Damrell arrived shortly after roll call. The following member was absent: Mike Gatto.

3. Closed Executive Session – (Not open to the public) (Action Item)

The Council may discuss litigation matters pursuant to Government Code §11126 (e)(2)(A), (e)(2)(B)(i), and/or (e)(2)(C)(i), including: (a) Delta Stewardship Council Cases, Coordinated Proceeding JCCP No. 4758, and (b) Bracewell Engineering Inc., et al., v. Delta Stewardship Council, et al., Sacramento County Superior Ct. No. 34-2015-80002178.

The Closed Session (Litigation) convened at 9:05 a.m. and adjourned at 9:30 a.m., with Chair Randy Fiorini presiding.

4. Reconvene Open Session

Upon adjournment of the Closed Session, the Council reconvened in Open Session at 10:15 a.m.; Chair Fiorini said he had nothing to report from the Closed Session.

5. Adoption of the October 26, 2017 Meeting Summary (Action Item)

Chair Fiorini asked if there were any questions, suggestions, or comments from the Council or public regarding the Oct. 26, 2017 meeting summary; there were none.

Motion: (Offered by Tatayon, seconded by Johnston) to approve the Oct. 16, 2017 meeting summary.

Vote: (5/0: Johnston, Damrell, Tatayon, Fiorini, Thomson) and the motion was adopted. Council Member Weinberg was out of the room at the time of the vote was taken.

The video showing this motion and vote can be found on the linked agenda

http://www.cal-span.org/State_Webcast/stream_index.php?agency=DSC&captioned=false&player=jwp at 00:04:30.

6. Chair's Report (Information Item)

Chair Fiorini began his report by inviting Chief Deputy Officer Jessica Law to provide a summary of the 8th Delta Plan Interagency Implementation Committee (DPIIC) meeting that was held on Monday, Nov. 13, 2017. Ms. Law noted the topics discussed and key outcomes, including feedback on the Delta Plan Chapter 4 amendment process.

Chair Fiorini reported on two open houses held earlier in the month to facilitate a public understanding of the draft Programmatic Environmental Impact Report (PEIR) for the Delta Plan Amendments. One meeting was held from 4:00 p.m. until 7:00 p.m. on November 1 in Stockton and the other was held from 10:00 a.m. until 12:00 p.m. on November 2 in Sacramento.

7. Executive Officer's Report (Information Item)

Executive Officer Jessica Pearson briefed the Council on the Decker Island Restoration Project Certification. On Nov. 6, 2017, The Department of Water Resources (DWR) certified that its Decker Island Restoration Project is consistent with the Council's Delta Plan. The 30-day public review period ends on December 6.

Ms. Pearson discussed a comment letter sent to Christina Sloop, of the Department of Fish and Wildlife, dated November 9. The letter, which is included with the meeting materials, commented on the draft Delta Conservation Framework (Framework). The Framework will play a central role in informing the upcoming amendment to the Ecosystem chapter of the Delta Plan.

Ms. Pearson noted that the public comment period for the PEIR concludes at 5 p.m. on Monday, December 18. The Council meeting on Dec. 14, 2017 will include a public hearing for the PEIR. The Council meeting is scheduled to begin in the early afternoon and conclude regular business before beginning the public hearing at 4:00 p.m. The hearing will conclude at 7 p.m. or when the last speaker is heard, whichever is later. Both the Council meeting and the hearing will be held at the West Sacramento City Hall Galleria.

Ms. Pearson noted the inclusion in the Council members' packets of a letter from the State Water Contractors requesting an extension for the public review period for the Delta Plan Amendments Draft PEIR.

7a. Legal Update

There was no Legal Update presented at the meeting.

Ms. Pearson concluded her report by previewing the day's agenda.

Chair Fiorini asked if there were any members of the public who wished to comment on the executive officer's report; there were none.

8. Lead Scientist's Report (Information Item)

Chair Fiorini invited Dr. John Callaway to present the Lead Scientist's Report. The report covered a number of collaborative and science communication activities; it is available on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-november-16-2017-meeting-agenda-item-8-lead-scientists-report>.

After Dr. Callaway concluded his report, he invited Catherine Courtier to present the *By the Numbers* summary. *By the Numbers* is posted on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-november-16-2017-meeting-agenda-item-8-attachment-1-numbers-summary>.

Chair Fiorini asked if there were any members of the public who wished to speak; there were none.

9. Nomination to Fill Upcoming Vacancy on the Delta Independent Science Board (Action Item)

Chair Fiorini invited Dr. Callaway to present Item 9, Nomination of Dr. Thomas Holzer, to fill an upcoming vacancy on the Delta Independent Science Board.

The staff report for Item 9 is posted on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-november-16-2017-meeting-agenda-item-9-nomination-fill-upcoming>. Dr. Holzer's *curriculum vitae* (Attachment 1) is available on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-november-16-2017-meeting-agenda-item-9-attachment-1-dr-holzers>

Chair Fiorini asked if there were any members of the public who wished to comment on this item; there were none.

Motion: (Offered by Damrell, seconded by Weinberg) to nominate Dr. Thomas Holzer to fill the upcoming vacancy on the Delta ISB.

Vote: (6/0: Johnston, Damrell, Weinberg, Tatayon, Fiorini, Thomson) and the motion was adopted.

The video showing this motion and vote can be found on the linked agenda
http://www.cal-span.org/State_Webcast/stream_index.php?agency=DSC&captioned=false&player=jwp
[layer](#) at 1:08:51.

Following Item 9, the Council recessed for lunch at 11:30 a.m. and reconvened at 12:30 p.m.

10. 2018 Flood Season Preparedness (Information Item)

Chair Fiorini invited Erin Mullin, Council senior engineer to present Item 10, 2018 Flood Season Preparedness. Ms. Mullin welcomed Steve Mello, president, Reclamation District 563, Tyler Island; K.C. Richmond, regional flood preparedness section chief, DWR; and Lynne Olson, senior emergency services coordinator, California Office of Emergency Services (Cal OES). The staff report for Item 10 is posted on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-november-16-2017-meeting-agenda-item-10-2018-flood-season>. It is the Council's responsibility to reduce risk to people, property, and state interests in the Delta. As part of Delta Plan implementation, the Council tracks, shapes, and encourages the activities of key federal, State, and local agencies responsible for flood emergency preparedness, response, and recovery in the Delta.

Mr. Mello spoke about the 2017 high water event and the response experienced on Tyler Island. Mr. Mello offered suggestions based on his experiences, including staging emergency repair materials; better distribution of emergency funds; and assessments to help cover the expenses to the reclamation district after costly emergency repairs.

Ms. Richmond provided a presentation about DWR's Delta Flood Emergency Preparedness, Response, and Recovery Program. The presentation is available on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-november-16-2017-meeting-agenda-item-10-presentation-dwrs-delta-flood>.

Ms. Olson provided a presentation on Cal OES' Northern California Catastrophic Flood Response Plan. The presentation is available on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-november-16-2017-meeting-agenda-item-10-presentation-northern>.

Chair Fiorini asked if there were any members of the public who wished to comment on this item. Gilbert Cosio of MBK Engineers thanked the Council for the panel presentation. Mr. Cosio noted that DWR's grants have been small but of great value and the work accomplished has been very useful. One of the projects funded through the grants is the development of maps showing historical problem areas, information about those areas, and issues with other islands, which is of value to new landowners and new employees. Mr. Cosio said this was the first disaster that he could recall that the State hadn't provided funds to assist the reclamation districts in repairing the levees. Mr. Cosio also expressed his concern over entering into this flood season in a budget deficit.

11. California Water Plan Update 2018 (Information Item)

Chair Fiorini invited Anthony Navasero to present Item 10, California Water Plan Update 2018. Mr. Navasero welcomed Kamyar Guivetchi to provide an overview of the process for the California Water Plan Update 2018.

The staff report for Item 11 is available on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-november-16-2017-meeting-agenda-item-11-california-water-plan-update>. The Sustainability Outlook Brochure (Attachment 1) is available at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-november-16-2017-meeting-agenda-item-11-attachment-1-sustainability>. Attachment 2, the Council comment letter on the Update 2018 Preliminary Draft (October 2017) is available at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-november-16-2017-meeting-agenda-item-11-attachment-2-council-comment>.

California Water Code establishes the California Water Plan as the guiding document for water management in the State.¹ DWR updates the Water Plan every five years. Update 2018 is relevant to several Council activities underway or planned for the coming year. Its guidelines and approach could inform the Council's 2018 Delta Plan review, the ecosystem amendment to the Delta Plan, refinement and implementation of the Council's performance measures, future iterations of the Delta Science Program's Science Action Agenda, and other issues relevant to the Council and to achievement of the coequal goals.

Mr. Guivetchi's presentation is posted on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-november-16-2017-meeting-agenda-item-11-presentation-california-water>. Mr. Guivetchi also provided the Council with a fact sheet on Flood-MAR, an integrated resource management strategy that uses high flows or flood water resulting from, or in anticipation of, rainfall or snowmelt for groundwater recharge on agricultural lands and working landscapes. The fact sheet is posted on the Council website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-november-16-2017-meeting-agenda-item-11-floodmar-fact-sheet>. He also provided the members with a document entitled, "Sustainability Requires a Long View" that is posted at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-november-16-2017-meeting-agenda-item-11-sustainability-requires-long>.

Chair Fiorini asked if there were any members of the public who wished to comment on this item; there were none.

12. Public Comment

Chair Fiorini asked if there were any members of the public who wished to comment; there were none.

¹ Water Code section 10005(a):
https://leginfo.ca.gov/faces/codes_displaySection.xhtml?lawCode=WAT§ionNum=10005.

Chair Fiorini noted that this was Pat Rogers last meeting as the board clerk and thanked her for 30 years of State service, much of which was spent supporting efforts in the Delta.

- 13. Preparation for Next Council Meeting – Discuss (a) expected agenda items; (b) new work assignments for staff; (c) requests of other agencies; (d) other requests from Council members; and (e) confirm next meeting date.**

The meeting adjourned at 3:00 p.m.